



1641
TK

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify that the below-identified Response to Notice of Non-Responsive Amendment is being deposited as First Class Mail on this date with the United States Postal Service in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: November 12, 2004

By: Kim L. Wilson
Signature of Person Depositing as First Class Mail

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

PATENT

Applicant:	Randall W. Nelson	Docket No.:	41821.0236
Serial No.:	09/524,422	Examiner:	Gary W. Counts
Filed:	March 11, 2000	Art Unit:	1641
Title:	MASS SPECTROMETRIC IMMUNOASSAY		

RESPONSE TO NOTICE OF NON-RESPONSIVE AMENDMENT

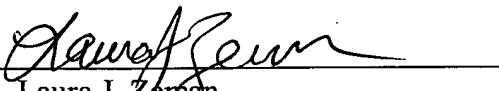
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Examiner issued a Notice of Non-Responsive Amendment in response to Applicant's amendment filed on July 9, 2004 which cancelled all claims drawn to the elected invention and presented only claims drawn to a non-elected invention. Applicant hereby elects to pursue the claims drawn to the non-elected invention and has filed a divisional application directed to those claims. Applicant is filing this response to the Examiner's Notice of Non-Responsive Amendment, along with a two month extension, in order to keep this application pending so that the divisional application will be considered timely filed. The divisional application directed to claims 23-26 in Applicant's amendment dated July 6, 2004 was filed on November 11, 2004.

Should the Examiner have any questions regarding any aspect of this response, the Examiner is encouraged to contact Applicant's representative at the number indicated below.

Respectfully submitted,

By: 
Laura J. Zeman
Reg. No. 36,078

SNELL & WILMER L.L.P.
One Arizona Center
400 East Van Buren
Phoenix, Arizona 85004-2202
Telephone: (602) 382-6377
Facsimile: (602) 382-6070